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Attorneys for Defendant
 PACIFIC ASIAN ENTERPRISES, INC.

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

MARKEL AMERICAN INSURANCE	)	Case No. 07-CV-5749 SC
COMPANY,)	
	)	STIPULATION AND [PROPOSED]
Plaintiffs,	)	ORDER TO CONTINUE HEARINGS RE
	)	MOTIONS TO DISMISS AND TO
v.	)	CONTINUE CASE MANAGEMENT
	)	CONFERENCE TO MARCH 21st AT 10:00
	)	AM
PACIFIC ASIAN ENTERPRISES, INC., a)	
California corporation; LEVITON	)	Date: March 7, 2008
MANUFACTURING CO., INC., a Delaware	)	Time: 10:00 a.m.
corporation; HUBBELL INCORPORATED,	)	Place: Courtroom 1
a Connecticut corporation; and DOES I -	)	Judge: Hon. Samuel Conti
100, inclusive)	
)	
Defendants.)	

The parties hereby stipulate and join in requesting that the Court postpone the hearing date for defendant PACIFIC ASIAN ENTERPRISES, INC's Motion to Dismiss and for defendant HUBBELL INCORPORATED's Motion to Dismiss or in the Alternative for a More Definite Statement, both now set for March 7, 2008, at 10:00 a.m. A case management conference is also set concurrently with the motion hearings.

The current date was set *sua sponte* by the Court following plaintiff's election to proceed

1 before a district court judge and the subsequent reassignment of this matter to Judge Conti. The
 2 dates set by the Court for the motions and case management conference falls on a date when
 3 counsel for defendant PACIFIC ASIAN ENTERPRISES, INC. will be out of state. Counsel for
 4 all parties have conferred and hereby request the motion hearings and case management
 5 conference be rescheduled to March 21, 2008, at 10:00 a.m in Courtroom 1. As briefing is
 6 complete for both motions, no change to the briefing schedule is necessary.

8 **IT IS SO STIPULATED.**

9 Dated: February 22, 2008

GIBSON ROBB & LINDH LLP

11 By: 

12 Joshua A. Southwick, Esq.
 13 Attorneys for Defendant
 PACIFIC ASIAN ENTERPRISES, INC.

14 Dated: February 22, 2008

TARKINGTON, O'NEILL, BARRACK &
 CHONG

16 By: 

17 Norman Chong, Esq.
 18 Attorneys for Plaintiff
 19 MARKEL AMERICAN INSURANCE
 COMPANY

20 Dated: February __, 2008

LATHAM & WATKINS

22 By:  *ynb* 235959

23 Ernest J. Hahn, Esq.
 24 Attorneys for Defendant
 HUBBELL INCORPORATED

25 **IT IS SO ORDERED.**

26 Dated: _____

27 SAMUEL CONTI
 28 U.S. District Court Judge